



## ATTACHMENT C

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of: )  
Hans-Robert-Hellmuth DAMRAU, et al.)  
)  
Serial No.: 10/532,570 ) Examiner: P.N. GONZALEZ  
)  
Filed: April 25, 2005 ) Art Unit: 1621  
)  
For: RACEMOSELECTIVE PREPARATION OF)  
ISOLABLE ANSA-METALLOCENE )  
BIPHENOXIDE COMPLEXES )

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

DECLARATION UNDER 37 C.F.R. §1.132

We, Dr. Stefan Seelert and Dr. Matthias Wagner hereby  
declare:

1. THAT we are Dr. Stefan Seelert and Dr. Matthias Wagner.
2. THAT in 1998 Dr. Hans-Robert-Hellmuth DAMRAU received a Ph.D. in Chemistry from the University at Konstanz in Germany.
3. THAT from 1999 to 2001 Dr. Hans-Robert-Hellmuth DAMRAU was an employee at predecessors of Basell Polyolefine GmbH, located at 50389 Wesseling, Germany.

4. THAT from 1999 to 2001 Dr. Hans-Robert-Hellmuth DAMRAU was involved in the development process of metallocene compounds.

5. THAT we are special representative authorities of Basell Polyolefine GmbH, herein referred to as "Applicant", in which Applicant is the sole owner of the above-identified U.S. Patent Application Serial No. 10/532,570 (referred to as "the present application") entitled "RACEMOSELECTIVE PREPARATION OF ISOLABLE ANSA-METALLOCENE BIPHENOXIDE COMPLEXES", which is the U.S. National Stage of International Application PCT/EP2003/011680, filed October 22, 2003, and which claims priority to German Patent Application No. 102 50 061.4, filed October 25, 2002, and the benefit of U.S. Provisional Patent Application Serial No. 60/432,202, filed December 10, 2002, and we are familiar with the disclosure and claims of the present application.

6. THAT Dr. Hans-Robert-Hellmuth DAMRAU is a co-inventor of International Patent Application PCT/EP01/07389 to Damrau, et al., filed June 28, 2001, which is published as WO 02/00672 (the '672 publication), and we are familiar with the disclosure therein.

7. THAT Dr. Hans-Robert-Hellmuth DAMRAU is a co-inventor of the subject matter which is disclosed in the '672 publication, which is also disclosed and claimed in the present application.

We further declare that all statements made herein of our own knowledge are true and that all statements made on

information and belief are believed to be true, and that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the present application or any patent resulting there from.

Signed this 28th day of September, 2006

Seelert

Dr. Stefan Seelert

Special Representative Authority of  
Basell Polyolefine GmbH

Signed this 29th day of September, 2006

Wagner

Dr. Matthias Wagner

Special Representative Authority of  
Basell Polyolefine GmbH